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PATENT ATTORNEY DOCKET NO. 0073/008002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kazutoshi SUGIYAMA

Art Unit: 3765

Application No.: 10/694,234 Filing Date: October 28, 2003

Examiner:

Title

: PHOTOELECTRIC SWITCH

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to his duty of good faith and candor as set forth in 37 CFR 1.56(a), applicant requests that the references cited on attached form PTO-1449 (a copy of which is enclosed) be considered by the Examiner in connection with the search of the prior art required by 37 CFR 1.104.

Please note that two references were cited and discussed in the Notice of Reasons for Rejection of the Chinese Patent Office mailed on September 24, 2004 in a counterpart application. The relevance of these references can be seen from the enclosed Notice of Reasons for Rejection.

Please note that the applicant previously submitted one of these references with the Information Disclosure Statement filed on October 28, 2003 as follows:

1. EP 0 797 107 A, NISHIDE, 09/1997

This Statement is being filed under 37 CFR 1.97(b) prior to the mailing date of a first Office Action on the merits.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Information Disclosure Statement Application No.: 10/694,234

Page 2

Applicant's undersigned attorney may be reached at the telephone number listed below. All correspondence should continue to be directed to our address below.

Respectfully submitted,

Date: December 1, 2004

Kandolph A. Smith Reg. No. 32,548

## SMITH PATENT OFFICE

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Substitute for form 1449A/PTO						Complete if Known	OILE
INFORMA <sup>T</sup>	TION	DISC	LOSUF	RE	Application Number	10/694,234	DEC () 1 2004
STATEMENT BY APPLICANT					Filing Date	October 28, 2003	2004
_					Applicants	Kazutoshi SUGIYA	
(use as many sheets as necessary)					Group Art Unit	3765	MADEMAK
•					Examiner Name		
Sheet	1	of	1		Attorney Docket Numb	per   0073/008002	

U.S. PATENT DOCUMENTS Pages, Columns, Lines, **EXAMINER** Cite DOCUMENT INITIAL\* NUMBER Kind Code<sup>2</sup> NAME DATE Where Relevant Passages or Relevant No. (if known) MM-YYYY Figures Appear FOREIGN PATENT DOCUMENTS Foreign Patent Document Cite No. 1 Kind Code5 DATE Pages, Columns, Lines, **EXAMINER** Office<sup>3</sup> (if known) NAME MM-YYYY Where Relevant INITIAL\* Number⁴ Passages or Relevant Figures Appear 01/2000 Α SATO EP 0 969 599

EXAMINER DATE CONSIDERED

<sup>\*</sup>Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.